

Department of Energy

ROCKY FLATS OFFICE
P O BOX 928
DEN COLORADO 80402 0926

FEB 1 10 04 PM '95

JAN 3 1995

EG&G
ROCKY FLATS PLANT
CORRESPONDENCE CONTROL

95-DOE-08077

[illegible]

Ms. Joan Sowinski
Program Manager
Colorado Department of Public Health and Environment
4300 Cherry Creek Drive South
Denver, Colorado 80222-1530

Gentlemen

On November 4, 1994, the Department of Energy (DOE) provided to your Agencies a proposal for reorganization and reconfiguration of the Industrial Area Operable Units at the Rocky Flats Environmental Technology Site. The plan was consistent with discussions with your agencies submitted in response to your request in the letter of March 31, 1994, and submitted as a proposed modification to work pursuant to Part 32, paragraph 191 of the Interagency Agreement (IAG).

The DOE received the comments from Colorado Department of Public Health and Environment (CDPHE) and Environmental Protection Agency (EPA) dated December 30, 1994 and January 9 1995 and responded to your comments in our responses of January 6 1995 and January 12 1995. In our responses, we requested to meet on these issues to attempt to reach resolution by January 26 1995, and preserved our right to dispute your non approvals.

Since you have not responded have not approved the proposal and we have apparently not reached resolution on the outstanding issues we are hereby disputing pursuant to part 12 and 16 of the IAG your non approval of our proposed modification to work

We have been attempting to resolve this issue at the Project Coordinator level for some time without fruition. A two week period in which to attempt to reach resolution was identified in DOE's Project Coordinator letter of January 12, 1995. This two week period has passed without resolution. Moreover, the Project Coordinators from the EPA and the CDPHE verbally represented their respective agencies' refusal to meet on this issue. Accordingly, continued efforts to resolve this issue at the informal dispute resolution level is at impasse. We are therefore taking this dispute directly to the Dispute Resolution Committee.

RES CONTROL	X	X
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Corres. Control RFP

2-1-95 RDU
DATE BY

Mr #

ORDER # 5400.1

ADMIN RECORD

A-0009-000178

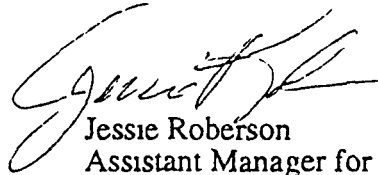
R Duprey & J Sowinski
95-DOE-08077

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JAN 30 1995

If you have any questions, Please contact me at 966-5981

Sincerely,



Jessie Roberson
Assistant Manager for
Environmental Restoration

cc

J Ahlquist, EM-45, HQ
C Gesalman, EM-453, HQ
K Klein, OOM, RFFO
S Slaten, ER, RFFO
R Sarter, ER, RFFO
T Looby, CDPHE
J McGraw, EPA
L Johnson, EPA
S Stuger, EG&G
B Peterman, EG&G
Admin Records